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THE SCO GROUP, INC.

Plaintiff/Counterclaim-Defendant,

v.

INTERNATIONAL BUSINESS  
MACHINES CORPORATION,

Defendant/Counterclaim-Plaintiff.

**SCO'S REPLY MEMORANDUM IN  
SUPPORT OF ITS MOTION TO  
DEEM A PROSPECTIVE THIRD-  
PARTY DEPOSITION IN RELATED  
LITIGATION TO BE A DEPOSITION  
TAKEN IN THIS CASE AS WELL**

Case No. 2:03CV0294DAK

Honorable Dale A. Kimball  
Magistrate Judge Brooke C. Wells

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SCO respectfully submits that the motion has been mooted given that the referenced date of April 30, 2007 referred to in the opening memorandum has passed.  
DATED this 15th day of June, 2007.

HATCH, JAMES & DODGE, P.C.  
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*Counsel for The SCO Group, Inc.*

By: \_\_\_\_\_ /s/ Edward Normand \_\_\_\_\_

**CERTIFICATE OF SERVICE**

Plaintiff, The SCO Group, Inc., hereby certifies that a true and correct copy of the foregoing SCO's Reply Memorandum in Support of Its Motion to Deem a Prospective Third-Party Deposition in Related Litigation to Be a Deposition Taken in This Case as Well was served on Defendant/Counterclaim-Plaintiff, International Business Machines Corporation, on this 15th day of June, 2007, via CM/ECF to the following:

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